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Technology Center 2100

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In re Application of: Nonaka et al.)
Application No. 09/726,564) **DECISION ON PETITION TO**
Attorney Docket No. P107156-00031) **WITHDRAW HOLDING OF**
Filed: December 1, 2000) **ABANDONMENT, UNDER 37 CFR**
For: METHOD OF AND SYSTEM FOR) **§1.181**
RECORDING AND REPRODUCING)
INFORMATION DATA)

This is a decision on the petition to withdraw the holding of abandonment, treated under 37 CFR §1.181, filed on January 14, 2005. The previous decision Dismissing the instant petition and mailed on May 31, 2006 is hereby **VACATED**.

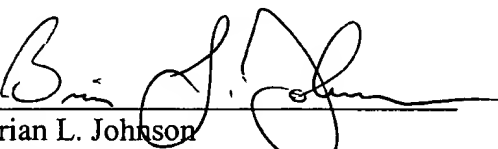
The instant application became abandoned for failure to timely respond to the non-final Office action, mailed on April 21, 2004. According to the file record, it appears that the non-final Office action was mailed to the correct address of record at the time, however, as evidence by the returned Office action received by the USPTO on April 26, 2004, Applicant never received the non-final Office action of April 21, 2004.

In view of these facts, the abandonment of the application was clearly in error and is hereby **WITHDRAWN**.

Accordingly, the petition is **GRANTED**.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to **WITHDRAW** the holding of abandonment and to **REDATE/REMAIL** the non-final Office action of April 21, 2004, resetting the shortened statutory period for response to begin with the date of mailing.

A proper change of address was received on January 14, 2005 and has been entered.


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